



Department of Energy

Washington, DC 20585

November 5, 2020

Mr. Tim Settles
Vice President- Operations
Performance Abatement Services
9810 Mayflower Park Drive
Suite 300
Carmel, Indiana 46032

Dear Mr. Settles:

This letter serves as notification of the Office of Enterprise Assessments' Office of Enforcement's decision to conduct an investigation into the facts and circumstances associated with asbestos abatement activities at the Y-12 Biology Complex. On seven occasions from July 13 through July 16, 2020, URS|CH2M Oak Ridge, LLC industrial hygiene technicians observed Performance Abatement Services (PAS) asbestos workers performing Class I asbestos abatement with their personal air sampling pumps in the "HOLD" mode. The scope of the investigation will include the monitoring events and the PAS asbestos abatement program.

The Office of Enforcement will conduct this investigation pursuant to the authority set forth in 10 C.F.R. § 851.40(a), *Investigations and inspections*. The investigation will include an onsite visit and interviews with contractor personnel.

A request for documents to support this investigation will be provided separately via e-mail. Your cooperation to ensure timely submission of all documents to our office is appreciated.

Under the Major Fraud Act (MFA), as amended, 41 U.S.C. § 4310, this investigation may be a proceeding commenced by the United States that relates to a violation of, or the failure to comply with, a Federal regulation. Costs incurred in connection with such a proceeding are subject to the reimbursement restrictions of the MFA implemented at 48 C.F.R. § 31.205-47. As a result, PAS should track any costs incurred that are directly attributable to supporting Department of Energy's investigation, subsequent to receipt of this letter, and segregate them from other potentially allowable costs.

If you have any questions concerning this letter, please contact me at (301) 903-7707, or your staff may contact Robert Hailstone, Director, Office of Worker Safety and Health Enforcement, at (301) 903-0100.

Sincerely,

A handwritten signature in black ink, reading "Kevin L. Dressman" with a stylized flourish at the end.

Kevin L. Dressman
Director
Office of Enforcement
Office of Enterprise Assessments

cc: John Author Mullis, EM-90
Mark Holowczak, URS | CH2M Oak Ridge, LLC
Michael Evans, GEM Technologies, Inc.